

IN THE HIGH COURT FOR THE STATE OF TELANGANA
FRIDAY, THE TWENTY NINTH DAY OF NOVEMBER TWO THOUSAND AND
NINETEEN

:PRESENT:

THE HONOURABLE JUSTICE G SRI DEVI

CRIMINAL PETITION NO: 7342 OF 2019

Between:

Dornapally Manjula @ Sunitha, W/o Venkaesham

Petitioner/Accused No.4

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court of Talangana, Hyderabad.
2. The State of Telangana, Through SHO. Mohammadbad, Mahabubnagar District, TS

Respondent/Complainants

Petition under Section 438 of Cr.P.C., praying that in the circumstances stated in the affidavit filed in support of the Criminal Petition, the High Court may be pleased to grant Anticipatory Bail in favour of the petitioner/accused No.4 herein in the event of his arrest in Crime No. 24 of 2019 of PS Mohammadbad, Mahaboobnagar District

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI CH GANESH Advocate for the Petitioner, THE PUBLIC PROSECUTOR for the Respondents and the Court made the following.

ORDER

HON'BLE JUSTICE G. SRI DEVI

CRIMINAL PETITION No.7342 of 2019

ORDER :

This Criminal Petition under Section 438 of Cr.P.C. is filed by the petitioner/A4, seeking anticipatory bail in Crime No.24 of 2019 on the file of the S.H.O., Mohamadbad Police Station, Mahaboobnagar District, registered for the offences punishable under Sections 302 and 304-B r/w 34 IPC.

2. Heard learned counsel for the petitioner as well as the learned Additional Public Prosecutor appearing for respondent-State.

3. The case of the prosecution is that the brother of the deceased (Golla Sangeeta) lodged complaint before the police stating that on 17.04.2016 the marriage of the deceased with A1 was solemnized and at the time of marriage, his parents gave an amount of Rs.70,000/-, 3 tulas of gold, almirah and other house articles as dowry. They lived happily for one month and thereafter, A1 and his mother sold away the gold and started harassing the deceased both physically and mentally for additional dowry. Though the deceased suffered disease, they did not give medical treatment. A1 and his mother beat the deceased recklessly and made burnt injury with iron rod over her right high and hand. Though counseling took place, A1 did not change his attitude. The accused drove the deceased

from the house. Due to unbearable harassment and beatings, the complainant and his parents took the deceased to SVS hospital, Mahabubnagar, who referred her to Gandhi Hospital, Secunderabad and then she was admitted in NIMS hospital, Hyderabad, for better treatment and while undergoing treatment at NIMS hospital, the deceased died on 06.03.2019 at about 0400 hours.

4. Learned counsel for the petitioner submits that A1 to A3 were arrested and remanded to judicial custody on 01.06.2019 and thereafter, they have been released on bail, while the petitioner/A4 went to her parents house. The police have shown in the F.I.R. as the present petitioner is absconding. The petitioner is the co-sister of the deceased and sister-in-law of A1. He further submits that the petitioner resides in a separate house in different locality since 10 years prior to this incident and she is no way concerned or connected with the family affairs of A1 and the deceased. He further submits that six months ago, her husband died from snake bite and she is residing with her two children in a separate house by doing labour work. He further submits that the petitioner hails from respectable family. The petitioner is a law abiding citizen and never indulged in any activity. He further submits that she led a simple and peaceful life throughout, minding her own family affairs and is well respected in the village. He further submits that the petitioner is a permanent resident

of Nagasamandar village of Dharur Mandal, Vikarabad District. He further submits that the petitioner is ready to abide by the conditions imposed by this Court, if she is released on bail and hence, he prays to grant anticipatory bail to the petitioner.

5. On the other hand, the learned Additional Public Prosecutor representing the State vehemently opposed the bail application, but conceded that the deceased died due to illness and there are no specific allegations whatsoever against the present petitioner.

6. Thus, taking into consideration the nature of allegations made against the petitioner and also keeping in view the facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner by imposing some conditions.


7. Accordingly, the Criminal Petition is allowed and the petitioner/A4 is directed to be released on bail in the event of her arrest in connection with Crime No.24 of 2019 of Mohamadbad Police Station, Mahaboobnagar District, on her executing a personal bond for Rs.15,000/- (Rupees fifteen thousand only) with two local sureties for a like sum each to the satisfaction of the said Station House Officer and subject to the condition that the petitioner/A4 would cooperate with the investigation Agency and would report before the above Police Station, on every Sunday between

10-00 a.m. and 5-00 p.m. till filing of charge sheet.

Miscellaneous petitions, if any pending, shall stand closed.

SD/- T.SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//


For ASSISTANT REGISTRAR

To,

1. The Judicial First Class Magistrate, Pargi.
2. The SHO. Mohammadbad, Mahabubnagar District, TS
3. One CC to SRI. GANESH CHELIMELLA Advocate [OPUC]
4. Two CC's to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
5. One spare copy

Avs

HIGH COURT

GSDJ

DATED:29/11/2019

ORDER

CRLP.No.7342 of 2019



BAIL